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PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office		Application Number	10/046,496
			Filing Date	October 29, 2001 (the USPTO erroneously stated it to be November 29, 2001)
			First Named Inventor	Carey Nachenberg
			Group Art Unit Number	2153
			Examiner Name	not yet known
Total Number of Pages in This Submission		7	Attorney Docket Number	20423-05957

TRANSMITTAL FORM

(to be used for all correspondence during pendency of
filed application)

ENCLOSURES (check all that apply)	
<input type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References <input checked="" type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawings: <input type="checkbox"/> [] Sheets of Figures <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Copy of Filing Receipt <input checked="" type="checkbox"/> Copy of New Utility Patent Application Transmittal <input checked="" type="checkbox"/> Copy of Express Mail receipt <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

REMARKS

SIGNATURE OF ATTORNEY OR AGENT

Signature:	<i>Edward J. Radio</i>	
Attorney/Reg. No.:	Edward J. Radio / Reg. No. 26,793	Dated: <i>March (i) 2002</i>

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Signature:	<i>Edward J. Radio</i>	
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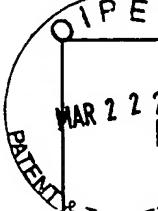
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PTO/SB/05 (08-00) (modified)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE



**NEW UTILITY
PATENT APPLICATION
TRANSMITTAL**
*(only for new nonprovisional applications under
37 CFR 1.53(b))*

Attorney Docket Number	20423-05957
First Named Inventor	Carey Nachenberg
Title	Temporal Access Control For Computer Virus Outbreaks
Express Mail Label No.	EL566298875US

APPLICATION ELEMENTS		ACCOMPANYING APPLICATION PARTS	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)		7. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))	
2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		8. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>	
3. <input checked="" type="checkbox"/> Specification <i>(preferred arrangement set forth below)</i>	Total Pages 44	9. <input type="checkbox"/> Power of Attorney or Authorization of Agent	
<input type="checkbox"/> Descriptive Title of the Invention <input type="checkbox"/> Cross Reference(s) to Related Case(s) <input type="checkbox"/> Statement Regarding Fed sponsored R & D <input type="checkbox"/> Background of the Invention <input type="checkbox"/> Brief Summary of the Invention <input type="checkbox"/> Brief Description of the Drawing(s) <input type="checkbox"/> Detailed Description <input type="checkbox"/> Claim or Claims <input type="checkbox"/> Abstract of the Disclosure		10. <input type="checkbox"/> 37 CFR 3.73(b) Statement	
4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113)	Total Sheets 8	11. <input type="checkbox"/> Preliminary Amendment	
5. Oath or Declaration		12. <input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Citation(s)	
a. <input checked="" type="checkbox"/> Combined Declaration & Power of Attorney	Total Pages 3	13. <input checked="" type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent	
<input checked="" type="checkbox"/> Executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i> i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting Inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).		14. <input checked="" type="checkbox"/> Return Postcard	
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76		15. <input checked="" type="checkbox"/> Limited Recognition Under 37 CFR §10.9(b)	
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18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No: _____ / _____

Prior application information: Examiner: _____ Group/Art Unit: _____

For **CONTINUATION OR DIVISIONAL APPS only**: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuing or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS



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Signature			Date October 29, 2001



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EXHIBIT B



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IN THE UNITED STATES
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APPLICANTS: Carey Nachenberg and Everett Lai
APPLICATION NO.: 10/046,496
FILING DATE: October 29, 2001 (the USPTO erroneously stated it to be November 29, 2001)
TITLE: Temporal Access Control for Computer Virus Outbreaks
EXAMINER: not yet known
GROUP ART UNIT: 2153
ATTY. DKT. NO.: 20423-05957

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Office of Initial Patent Examination, Customer Service Center, Washington, D.C. 20231, on the date shown below:

Dated: March 11, 2002

By: Edward J. Radlo
Edward J. Radlo, Reg. No.: 26,793

COMMISSIONER FOR PATENTS
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REQUEST FOR CORRECTED FILING RECEIPT

SIR:

Enclosed is a copy of the Official Filing Receipt mailed by the USPTO on February 28, 2002. It contains the following two errors:

1. The filing date is erroneously stated as November 29, 2001. The correct filing date is October 29, 2001, as evidenced by the a) New Utility Patent Application Transmittal; and b) receipt issued by the United States Postal Service indicating that Applicants' representative did in fact deposit the package containing the application with the United States

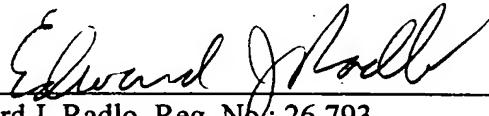
Postal Service on October 29, 2001. True copies of each of these documents marked, respectively, Exhibit A and Exhibit B, are enclosed.

2. The number of drawings is erroneously stated as 5. The correct number of drawings submitted is 8, as evidenced by the New Utility Patent Application Transmittal, a copy of which is enclosed.

Please issue a corrected Filing Receipt rectifying these two errors that were made by the USPTO.

Respectfully submitted,

date of signature: March 11, 2002


Edward J. Radlo, Reg. No.: 26,793
Attorney of Record

Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
Tel.: (650) 858-7142
Fax.: (650) 494-1417

encl.

cc: C. Nachenberg (w/encl.)
M. Noto "



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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/046,496	11/29/2001	2153	1478	20423-05957	5	33	9

8

CONFIRMATION NO. 3384

00758
FENWICK & WEST LLP
TWO PALO ALTO SQUARE
PALO ALTO, CA 94306

FILING RECEIPT



OC000000007554709

Date Mailed: 02/28/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Carey Nachenberg, Residence Not Provided;
Everett Lai, Monterey Park, CA;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/282,203 04/06/2001

Foreign Applications

If Required, Foreign Filing License Granted 02/28/2002

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title

Temporal access control for computer virus outbreaks

Preliminary Class

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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